

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

GREAT AMERICAN INS. CO., AXA INS. CO.,	:	CIVIL ACTION NO.: 15-cv-03976
and CERTAIN UNDERWRITERS AT	:	(JSR)
LLOYD'S LONDON AND LONDON MARKET	:	
COMPANIES,	:	
	:	
Plaintiffs/Counterclaim-	:	
Defendants,	:	
	:	
v.	:	
	:	
CASTLETON COMMODITIES	:	
INTERNATIONAL LLC and CASTLETON	:	
COMMODITIES TRADING (CHINA) CO.	:	
LTD.,	:	
	:	
Defendants/Counterclaim-	:	
Plaintiffs.	:	
	:	

**CASTLETON COMMODITIES INTERNATIONAL LLC
AND CASTLETON COMMODITIES TRADING (CHINA) CO. LTD.'S
RESPONSE TO PLAINTIFFS' MOTION TO STRIKE
THE EXPERT AND REBUTTAL REPORTS OF MICHAEL FITZGERALD
AND TO PRECLUDE HIS TESTIMONY AT TRIAL**

Defendants/Counterclaim-Plaintiffs Castleton Commodities International LLC and Castleton Commodities Trading (China) Co. Ltd. ("CCI China") (collectively "CCI"), by their undersigned counsel, and as for their Response to Plaintiffs' Motion to Strike the Expert and Rebuttal Reports of Michael Fitzgerald and to Preclude His Testimony at Trial ("Motion to Strike"), state as follows:

CCI has not included Michael Fitzgerald as a witness on its Trial Witness List, and therefore Insurers' Motion to Strike is moot.

Dated: April 27, 2016

Respectfully submitted,

s/ Kevin B. Dreher

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Attorneys for COUNTERCLAIM-PLAINTIFFS (CCI)

CERTIFICATE OF SERVICE

I hereby certify that I directed the foregoing CCI's Response to Plaintiffs' Motion to Strike the Expert and Rebuttal Reports of Michael Fitzgerald and to Preclude His Testimony at Trial to be served via email on the following counsel of record:

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Dated: April 27, 2016

s/ Kevin B. Dreher